

SUMMARY REPORT DIGEST-
COMPLAINT REGISTER INVESTIGATION NO.:
CHICAGO POLICE DEPARTMENT

251608

DATE OF REPORT (DAY-MO.-YEAR)
13 April 1999
18 May 1999 T

To be used in all cases that are to be classified as either EXONERATED, UNFOUNDED, NOT SUSTAINED, or in SUSTAINED cases where the Disciplinary Recommendation does not exceed FIVE (5) DAYS SUSPENSION.

SUBMIT ORIGINAL AND 3 COPIES IF ASSIGNED TO SAME UNIT AS ACCUSED.
SUBMIT ORIGINAL AND 4 COPIES IF NOT ASSIGNED TO SAME UNIT AS ACCUSED.

TO: SUPERINTENDENT OF POLICE
ATTENTION ☒ ADMINISTRATOR IN CHARGE, OFFICE OF PROFESSIONAL STANDARDS
☐ ASSISTANT DEPUTY SUPERINTENDENT, INTERNAL AFFAIRS DIVISION

FROM- INVESTIGATOR'S NAME Troy, Robert		RANK Inv	STAR NO. 114	SOCIAL SEC. NO. [REDACTED]	EMPLOYEE NO. [REDACTED]	UNIT ASSIGN. 113
ADDRESS OF INCIDENT 6200 block of S. Francisco		DATE OF INCIDENT - TIME 10 Feb 1999 2300		BEAT OF INCIDENT 835		LOCATION CODE* 17
NAME 1 Foreberg, Brian		RANK PO	STAR NO. 18761	SOCIAL SEC. NO. [REDACTED]	EMPLOYEE NO. [REDACTED]	UNIT ASSIGN. 008
NAME 2 Wujcik, Darlene		RANK PO	STAR NO. 18716	SOCIAL SEC. NO. [REDACTED]	EMPLOYEE NO. [REDACTED]	UNIT ASSIGN. 008
ACCUSED	SEX/RACE 1 M/W	D.O.B. [REDACTED] 60	DATE OF APPOINTMENT 10 Jul 95	DUTY STATUS (TIME OF INCIDENT) <input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY		PHYS. COND. CODE† 01
	2 M/W	[REDACTED] 60	05 Dec 94	<input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY		01
IF APPLICABLE - DATE ARRESTED/INDICTED		CHARGES		COURT BRANCH	DISPOSITION & DATE	
1.						
2.						
COMPLAINANTS	NAME	*ADDRESS**		CITY STATE	TELEPHONE	SEX/RACE D.O.B./AGE
	[REDACTED]	[REDACTED]		[REDACTED]	[REDACTED]	M/H [REDACTED] Dec 70
VICTIMS	NAME	ADDRESS**		CITY STATE	TELEPHONE	SEX/RACE D.O.B./AGE
	Troy, Robert #114	1130 S. Wabash- Unit #113		[REDACTED]	747-5496	[REDACTED]
WITNESSES	NAME	ADDRESS**		CITY STATE	TELEPHONE	SEX/RACE D.O.B./AGE

☐ SEE ATTACHED SHEET FOR ADDITIONAL ACCUSED, COMPLAINANTS, VICTIMS, WITNESSES.

ALLEGATIONS [REDACTED] contacted the Office of Professional Standards via the Bell line on Wednesday, 10 February 1999 at 2320 hours and registered a complaint with Investigator Samuel Guerrero, #47. [REDACTED] alleged that on Wednesday 10 February 1999, at approximately 2300 hours, on the street in the 6200 block of S. Francisco, Officer Forberg 1) struck him on the back of the head several times with a black metal flashlight. In addition, Inv. Robert Troy alleged that, during the same incident, Officer Forberg 2) was in possession of a metal flashlight that is not authorized for use by Chicago Police Officers. In addition, Inv. Troy alleged that, following the incident, Officer Forberg 3) failed to fill out a field contact card. Further, [REDACTED] alleged that, during the same incident, Officer Wujcik 1) was verbally

I.A.D. LOCATION CODES*

- | | |
|----------------------------------|--|
| 01 Food Sales/Restaurant | 11 Public Transportation Veh./Facility |
| 02 Tavern/Liquor Store | 12 Park District Property |
| 03 Other Business Establishment | 13 Airport |
| 04 Police Building | 14 Public Property - Other |
| 05 Lockup Facility | 15 Other Private Premise |
| 06 Police Maintenance Facility | 16 Expressway/Interstate System |
| 07 CPD Automotive Pound Facility | 17 Public Way - Other |
| 08 Other Police Property | 18 Waterway, Incl. Park District |
| 09 Police Communications System | 19 Private Residence |
| 10 Court Room | |

I.A.D. PHYSICAL CONDITION CODES†

- | |
|---|
| 01 No Visible Injury - Apparently Normal |
| 02 No Visible Injury - Under Influence |
| 03 Injured, Not Hospitalized |
| 04 Injured, Not Hospitalized - Under Influence |
| 05 Injured, Hospitalized |
| 06 Injured, Hospitalized - Under Influence |
| 07 Injured, Refused Medical Aid |
| 08 Injured, Refused Medical Aid - Under Influence |
| 09 Deceased |
| 10 Deceased - Under Influence |

* IF CPD MEMBER, LIST RANK, STAR, SOCIAL SECURITY, EMPLOYEE NOS IN ADDRESS BOX, PAX/BELL IN TELEPHONE BOX.

CPD-44.112A (1/84)

C.R. NO.
251608

Briefly summarize the investigation describing your efforts to prove or disprove the allegation(s). Indicate whether witnesses or evidence support or do not support the allegation(s). In sustained cases ONLY, copies of the accused member's Summary of Previous Disciplinary Actions and Record of Previous Complimentary History will be included as attachments.

See Page 2

SUMMARY

ATTACH- MENTS	INVESTIGATIVE REPORTS— SUPPORTING ALLEGATION LIST ATTACHMENT NUMBERS:	INVESTIGATIVE REPORTS— SUPPORTING ACCUSED MEMBER(S) LIST ATTACHMENT NUMBERS:	PHYSICAL EVIDENCE LIST ATTACHMENT NUMBERS:	TOTAL NUMBER OF ATTACHMENTS SUBMITTED WITH THIS FILE:
	1,2,4,8,9,12	3A-3F,3G,6,15,31,32	3A-3F	33

Summarize the findings and recommendations. Rule violations will be cited by number only. One overall recommendation for Disciplinary Action will be made by the investigator. The recommendation will be for ALL sustained findings; recommendations will NOT be made for each sustained allegation.

Example: 1. Violation noted, no disciplinary action warranted. 2. That the accused member be reprimanded. 3. That the accused member be suspended for days (not to exceed 5 days).

Findings:

Allegation 1 Unfounded against Police Officer Forberg
Allegation 2 Not Sustained against Police Officer Forberg
Allegation 3 Not Sustained against Police Officer Forberg
Allegation 1 Not Sustained against Police Officer Wujcik

APPROVED: [Redacted Signature] Acting Supervisor Joseph Fakuade #33

DATE INITIATED (DATE COMPLAINT WAS RECEIVED FOR INVESTIGATION)	11 Feb 99	DATE COMPLETED (DATE OF THIS REPORT)	13 Mar 99	ELAPSED TIME (TOTAL TIME, EXPRESSED IN DAYS)	61
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Investigator will initiate the Command Channel Review form by completing the Investigator's Section.

INVESTIGATOR

IF NECESSARY, USE AN 8 1/2 x 11" SHEET OF WHITE PAPER TO CONTINUE ANY ITEM

Allegations Continued:

abusive in that she referred to people on the scene as "bitches" and "whores."

SUMMARY:

In a statement taken at the complainant's home, [REDACTED] stated that on 10 February 1999 at approximately 2300 hours, while drinking a beer and socializing on the street in the 6200 block of S. Francisco, two police officers in civilian dress stopped him and several other people. One of the officers, a male white, ordered him to raise his hands and turn around. Upon doing so, the officer then struck him several times on the back of his head with a black metal flashlight that was over one foot in length. The officer then led him to the unmarked squad car and emptied his pockets. The other officer, a female white, helped search the other detainees and referred to them as "bitches" and "whores." Upon searching everyone, the officers departed the scene without making any arrests or issuing any citations.

[REDACTED] did not know the names or star numbers of either officer, but supplied the license plate number and description of their vehicle. [REDACTED] stated that although he received several bumps on his head from the incident, he did not seek out medical attention. The R/I took photographs of [REDACTED] approximately twenty hours following the incident, but did not observe anything that appeared to be an injury on [REDACTED]. [REDACTED] was only able to supply the full name of one witness, but did not know where the witness lived or how to contact him. [REDACTED] supplied the first names of two other witnesses, but did not know how to contact them or where they lived. He stated that he would contact the witnesses and ask them to contact the Office of Professional Standards as soon as possible, and made an appointment to come to the Office of Professional Standards and attempt to identify the officers from photographs.

The R/I contacted EMMD and was informed that the license plate number supplied by the complainant was registered to vehicle #2109 and assigned to the 008th District.

On 11 February 1999, the R/I contacted Sgt. Zotto of the 008th District Tactical Office and was informed that, on 10 February 1999, vehicle #2109 was assigned to Police Officer Brian Forberg #18761 and Police Officer Darlene Wujcik #18716, Bt. #861B. The R/I requested that Police Officer Forberg be questioned as to whether he was in possession of a metal flashlight on 10 February 1999, and if he replied positively, to have that flashlight inventoried. Police Officer Forberg responded that he did not have a metal flashlight.

Following the initial statement, [REDACTED] ceased to be cooperative in the investigation. He failed to meet numerous appointments to view photographs, would not supply information concerning

Summary Continued:

the witnesses, and in a phone conversation on 23 February 1999, he indicated that he did not want to be further involved in the investigation. The R/I was unable to locate any of the witnesses from the information provided, and a canvass of the scene yielded negative results.

The R/I obtained physical descriptions of Police Officer Forberg and Police Officer Wujcik from the Personnel Division and found that they roughly matched [REDACTED] description of the officers.

The R/I obtained a unit history of 861 B, and found that they were not listed as responding to any call in the area of the incident on the date in question. It was also determined that no calls had been made to OEC from any residence in the 6200 block of S. Francisco. The R/I contacted the 008th District and was informed that no field contact cards had been filled out for [REDACTED]

Police Officer Forberg, in a statement given at the Office of Professional Standards, stated that he and his partner were investigating a report from a concerned citizen that "gang -bangers" were selling drugs and loitering in front of a burned-out building. He and his partner went to the scene and told them to leave the area, after performing protective pat downs. Police Officer Forberg stated that at no time did he strike anyone with a flashlight.

Police Officer Wujcik submitted a To/From Subject Report in which she reported that at no time did she ever refer to anyone on the scene as "bitches" or "whores."

CONCLUSION:

It is recommendation of the R/I that the allegation of physical abuse against Police Officer Forberg be classified as Unfounded. The R/I was unable to locate any evidence to corroborate the complainant's account of the incident due to his refusal to cooperate with this investigation, the lack of witnesses, and the lack of medical documentation. It seems extremely unlikely that being struck several times with a large metal flashlight would not cause any visible injuries. While the lack of visible injuries does not preclude the possibility of physical abuse, it would suggest that, in all likelihood, the incident either did not occur, or did not occur as the complainant alleged.

It is the recommended of the R/I that the allegations that Police Officer Foreberg was in possession of an unauthorized flashlight and that he failed to fill out a field contact card be classified as Not Sustained, due to a lack of evidence to either prove or disprove the allegations.

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Conclusion Continued:

It is also recommended that the allegation of verbal abuse against Police Office Wujcik be classified as Not Sustained, due to a lack of evidence to either prove or disprove the allegations. If the identities and locations of witnesses to the incident, or other additional evidence, become known, the case could be re-opened.

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